WD2239.B490.

App F.IX 4]

Aug II 23 / 5

1925.

File No. 14 25

*Previous References.* ( Miscgrac )

Serial Nos. 1 - 2

*Later references.*

Aug 26 / 1 May 27

# GENERAL & REVENUE SECRETARIAT

*Serial Nos.*

**Part B for** August 1925

SUBJECT

Review applications of Postal Graffiti and others
praying the Govt may [illegible] to remit
the Income Tax at Hale assessable
the privilege of the stoppage
of professional income [illegible] of the Institution

No 202 dated 17.9.25 Govt Sikkim

There are [illegible] grounds
to move the order already passed

G. R. S. 11] 1925.

GENERAL AND REVENUE SECRETARIAT.

( Muzrai

NOTES.

File No. 114 - 7 &

FILE HEADING.

Re-Construction of the Masjid at Haradanahalli, Chamarajnagar Taluk.

From

Abdul Gaffar and Others.

appln. No. Dated 25.7.25 Received 30.7.25

| Diary No. | Enclos. | Spare Copies. | Serial No. |
|---|---|---|---|
| 163 | | | 1 |

BRIEF ABSTRACT OF LETTER.

Pray that on a re-consideration of G.O 1060 - Muz. 11-13 dy 2-10-1913, they may be allowed to Re-build the Masjid building with the privilege of the Stoppage of

NOTES AND ORDERS.

Muz. 7. No. 11-13 on the subject in Talukdar.

In 1913, the Mahomedans of Haradanahalli appealed against the

NOTES—First Sheet.

[III. 2]

Muzrai Secretariat | Muz. File No. 114 of 1925.

Serial No.

Dt. Magistrate's order directing the grant of a license to them to renovate the masjid building with the condition that the Hindus should be allowed to take their procession with music in front of the mosque. On a perusal of the records connected with the case and after hearing the parties, the above appeal was rejected in order No. 1060 Dt 2-10-1913

R.

The Mahomedans have put in a review-application for a re-consideration of the foregoing order.

The application is duly stamped. The review-petition is barred by time, having been presented Seven years after the passing of the order made

There are no fee-set fair

NOTE—Contn. sheet

WD 0361—GPB—3750—1 S 22

Muzrai Secretariat | Muz. File No. 14 of 1925.

Serial No

for a re-consideration of
foregoing order.—

Short facts & orders.

In paragraph 6 of the
Petn. dt. 2-8-25, the Petr. pleads that
the long delay in filing this review
Petn. maybe condoned & that this
Petn. maybe treated as a fresh one. The
merits of the case have been thd.
roughly discussed in the Notes
of Muz: file 11 of 13 cited for
reference, and no fresh grounds
have been adduced to revising the
order already passed in that &
the review Petn. may perhaps be
rejected

Ys

BG
31.7.25

4 8 25

5 AUG. 1925
SECRETARY.

No Rep
1st/11th

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12.8

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Dft. exists on file.

A.S.
13 8
BG
18/8/25

13.8.25.

NOTE—Contn sheet

WD 0361—GPB—3750—1 8 22

Muz. File No. 54 of 1925.

| Serial No. | |
|---|---|
| 2. | Endt to Abdul Gaffoor No 2038/17-8-25<br>Rejects the petn stating that there are no grounds to revise the orders passed on No 2014/3 17-8-25 Jmr - and to copy of the above to him. |

NOTE—Contn. sheet

WD 0561—GPB- 3750—1 8 22

GEN. & REV SECRETARIAT.
30 JUL 1925
Mysore
R.70.163

— BEFO THE GOVERNMENT OF HIS HIGHNESS Muz2 14-25-1

THE MAHARAJA OF MYSORE.

29.7.25

———:0:———

Muzrai Petition No. of 1924-25.

(re- the Masjid of Haradanahalli, Chamarajanagar Tk. )

Petitioners:-

(1) Abdul Shukkoor Saheb, (2) Ghouse Saheb, (3) Abdul Gafoor

representing the Mahomedan community of Haradanahalli, Chamarajanagar Taluk.

The petitioners above-named most respectfully beg to state as follows:-

There are about 50 houses of Mahomedans and about 400 houses of Hindus in the above-named Haradanahalli Village, Chamarajanagar Taluk.

2. There has been in existence a Masjid in the said village from time immemorial frequented by all the Mahomedans of the place for purposes of worship. The existence of this Masjid has been noted in the Khaneshumari account prepared by the Village Officers so long back as 1864-65, a certified extract of which is herewith produced. The records also bear out that there has been a Khaji appointed or recognised by the Government from time immemorial. He has been receiving an annual grant in cash from the Government. All these circumstances clearly prove

prove that the Masjid is a very old institution. It should have found a place in the list prepared by the Government showing the existence of all old Masjids in the State as per circular dated the 22nd August 1871 of the Chief Commissioner. But some how owing to the machinations of the village and Taluk Officials the existence of this Masjid has been completely ignored with the result that of late it has been occasionally giving room for misunderstandings between the Hindus and the Mahomedans in the matter of stopping of music by the Hindus in front of the Masjid on occasions of marriage and processions of God.

3. Owing to some disputes among the Mahomedans themselves at Haradanahalli, the Masjid was not kept in good repair and the building became dilapidated. At the instance of some common friends of other places, the Mahomedans of the place joined together and seriously thought of repairing and re-building the old Masjid, collected a few [illegible] thousands of rupees from several people and applied to the Amildar of Chamarajanagar Taluk for grant of the necessary license on But some Hindus of the village who were till then friendly with the Mahomedans objected to the grant of license unless the Mahomedans agreed to allow them to march in procession with band and music in front of the Masjid - a right which they never exercised and which they are not entitled to at all. The matter was referred to the District Magistrate who held that the Masjid

Masjid did not enjoy the privilege of having the music stopped in front of its relying solely in the list of old Masjids prepared by the Government as stated above and permitted the Mahomedans to reconstruct the Masjid on condition that they should allow all processions to march in front of it with bands and music. Against the said order of the District Magistrate, the Mahomedans preferred an appeal to the Government who in their order No. 1189/Muz. 11-13-5 dated the 29th October 1913 declined to interfere with the order of the District Magistrate. The petitioners respectfully beg leave to present this review petition to the Government with the full hope that the Government will be graciously pleased to revise their order on the following grounds:-

(a) The Government should have held that the Masjid was an old institution entitled to the privilege of having the music etc stopped by the Hindus in front of it.

(b) The Government should have held that the non-inclusion of the Masjid in the list prepared as per circular of the Chief Commissioner was either accidental or intentional.

(c) The very fact that for the first time in the history of the village the Hindus asserted their right to go on with music in front of the Masjid clearly shows that their contention is frivolous and groundless. The authorities should not have countenanced their objections at all.

(d) The Government have failed to consider that there was absolutely no justification or necessity for the District

or necessity for the District Magistrate to impose a condition for the first time on the Mahomedans especially when the question before him was only to grant a license for rebuilding an old Masjid in dilapidated condition and especially when he has admitted in his order that the Masjid is an old one.

(e) The Hindus ought to respect the religious sentiments of the Mahomedans who only ask for this privilege on the ground that their prayers in the Masjid should not be distributed by music and band. Under the Law no man has any right to cause disturbance to an assembly engaged in the performance of religious worship and it has been held that disturbing an assembly engaged in the performance of a religious worship is an offence under the Indian Penal Code. Such being the case is it fair and just on the part of either the Hindus or the Government to insist on playing music in front of the Masjid - a place in which religious worship is carried on a number of times in a day. Besides, the playing of music in front of mosques is a sacrilege.

(f) Owing to the recalcitrant attitude on the part of the Hindus who are very much emboldened by the said order of the Government, there have been frequent quarrels between the two communities with the result that both of them have suffered substantial loss. The Government who are responsible for the welfare of all its subjects should not allow things to go on in this fashion any longer as it is highly detrimental to the interests

interests of both the communities.

4. The petitioners understand that at the last session of the Representative Assembly the subject of stoppage of music in front of old Masjids was discussed and that the Government have been pleased to promise to consider this question favourably.

5. In the foregoing reasons, the petitioners most respectfully pray that the Government may graciously be pleased to order that the Masjid in question being an old one is entitled to the privilege of stopping of music in front of it and that a license be granted to them to reconstruct the same.

6. Subsequent to the order of the Government dated the 29th October 1913, some leaders of the community died and the amounts collected by them for the purpose of rebuilding the Masjid had to be returned as the matter was not disposed of for a long time. The petitioners have again collected a large sum of money and desire to reconstruct the Masjid with the permission of the Government. The petitioners, therefore, pray that the Government may be pleased to condone the delay and admit the petition. In the event of the Government holding that this review petition is barred by time and that the delay cannot be condoned, the petitioners pray that this petition may be treated as a fresh petition and disposed of on its merits.

Bangalore,
~~2-5-1925~~.
25-7-25

No 1189
Mus 11-13-5

మేస్తరిగారు శ్రీ మహమదారాఖరవరగవరన్మేంటు ఇనగర
ల వ. లకి న్యూసన్స క్రిటేరియువరకి ఛేర్మన్ అయిందాం

ఆవిధంగా ఇనగరకాల్లాకు డరదనడుళ్ళయల్లర్లువడ, మోనేనాభ
వన్ఛేర్మన్ గా –

డరదనడళ్ళంయల్లరకెక్క శరన్మోదమళ్ళకొంచం న్నై
రేలవ్ప్లేషరక్మన్ళసిగా ఒళవిచ్చుర్మానదాంసిలోట్టిమ్మో
ళ్ళలు త్మేనన్ముకోమ్మాత్రబుర్మదండు మేస్తరిగారు తిన్ప్రిక్మిమ్మో
ఇచ్చేటవరవరు మోతిరతక్మర్మకుంమినమేల్రోనిల్వలు అ
పాలుమాతికొంతిఅళ్ళమత్మకోనిసిసంబంధవట్టెనతవేళ
కేయన్మ పేరాంనాదిదల్లదేనమన్నసడారూబురూళు వ
ని జీవమాడలాంయిమే –

ఆనగళసేమ్మదిసిలుక్కరోల్కర్తరభంగచారదేల్లిరువ
దక్మోమత్మన్నసర్ఫిఇనాంచదవరు రాఖిరన్మేంయన్నిన్
రాతకంకేవాసిలువియోగిసదకక్మర్మన్మనొబ్బివినువదక్మ
నడాతిమ్ప్రిక్మిమ్మోఇచ్చేటవరవరు మోతిరతక్మనదరిల్మం
నల్లన్మవేశమాతలునాకొదమ్మకారణగళుకొంటుబిరు
వదిల్లవాగి నమ్మఅభిలాలనవరన్మేంచిసొందా కెరన్మతిసిగ
బప్పేరుక్మ ది 29. 10. 1913

By order,
Ramaraumiah
for Secretary to Govt

App.T.VI-G1.] B650

SUBJECT.....

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Section Mun

File No. M-25

Serial No. 2

*Diary No of letter replied to*

No. 203

To .....

General and Revenue Secretariat

( )

, *the* *192*

Endorsement granted to Abdul Sattoor and others of Haradanahalli in the Chamarajanagar Taluk with ref. to their review application no. 163 dt 25/7/1925 praying that on a re-consideration of Govt order no. 1060-Mus. 11-13 dt 2/10/1913 they may be permitted to renovate the mosque building at the place with the privilege of the Stoppage & protection to music in front of the new [illegible] over it

Date of issue 17th August 25

Signed by Mr. T. Ramaiyan

R

List of enclosures.

Copied by .

Examined by

The petrs are informed that there are no fresh grounds for a revision of the orders already passed in the matter & their review application is accordingly rejected

By order

13.8.25

Dy Registrar

17/8/25

Copy for info. 20/8/25

Case in hybrid

Bro.

Dy Registrar

18/8/25